



General Assembly

Amendment

December Special Session, 2015

LCO No. 9847



Offered by:
REP. GODFREY, 110th Dist.

To: House Joint Resolution No. 304 File No. Cal. No.

"RESOLUTION PROPOSING A STATE CONSTITUTIONAL AMENDMENT TO PROTECT TRANSPORTATION FUNDS."

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Resolved by this Assembly:

4 Section 1. That the following be proposed as an amendment to the
5 Constitution of the State, which, when approved and adopted in the
6 manner provided by the Constitution, shall, to all intents and
7 purposes, become a part thereof:

8 Article third of the Constitution is amended by adding section 19 as
9 follows:

10 Sec. 19.a. The Special Transportation Fund shall remain a perpetual
11 fund. The general assembly shall direct the resources of said fund
12 solely for transportation purposes, including the payment of debt
13 service on obligations of the state incurred for transportation purposes.

14 All sources of funds, moneys and receipts of the state required to be
15 credited, deposited or transferred to said fund by state law on or after
16 the effective date of this amendment shall continue to be credited,
17 deposited or transferred to the Special Transportation Fund, so long as
18 such sources are collected or received by the state, or any officer
19 thereof, and the general assembly shall enact no law authorizing the
20 resources of said fund to be expended other than for transportation
21 purposes.

22 b. The general assembly shall enact no law authorizing the credit,
23 deposit or transfer into the Special Transportation Fund of any tolls or
24 charges derived from travel upon a limited access highway, including
25 a parkway.

26 RESOLVED: That the foregoing proposed amendment to the
27 Constitution be continued to the next session of the General Assembly
28 elected at the general election to be held on November 8, 2016, and
29 published with the laws passed at the present session, or be presented
30 to the electors at the general election to be held on November 8, 2016,
31 whichever the case may be, according to article sixth of the
32 amendments to the Constitution. The designation of said proposed
33 amendment to be used on the ballots at such election shall be "Shall the
34 Constitution of the State be amended to ensure (1) that all moneys
35 contained in the Special Transportation Fund be used solely for
36 transportation purposes, including the payment of debts of the state
37 incurred for transportation purposes, (2) that all sources of funds
38 required to be deposited in the Special Transportation Fund continue
39 to be deposited in said fund, and (3) that no revenues derived from
40 tolls be deposited in the Special Transportation Fund?"